



Law
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Lynn B. Lunsford et al. Art Unit : 1632
Serial No. : 09/909,460 Examiner : D. Nguyen
Filed : July 18, 2001
Title : MICROPARTICLES FOR DELIVERY OF NUCLEIC ACID

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated August 12, 2004, finally rejecting claims 1-16, 18-21, 23, 26, 33-36 and 51.

A petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for 3 month(s) to and including February 14, 2005 (as February 12th falls on a Saturday) is enclosed.

A check in the amount of \$250 for the appeal fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: February 14, 2005

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

February 14, 2005

Date of Deposit

Carol Tyrrell
Signature

Carol Tyrrell

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